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Before the  
Federal Communications Commission  
Washington, D.C.

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JAN 28 1997

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

In the matter of )  
 )  
Amendment of Section 73.202(b) )  
Table of Allotments, ) MM Docket No. 96-215  
FM Broadcast Stations ) RM-8898 and 8924  
(Anamosa and Asbury, Iowa) )

To: Chief, Mass Media Bureau

**REPLY COMMENTS**

Susan I. Coloff, petitioner to allot Channel 239A to Anamosa, Iowa, in the above-captioned proceeding, by her attorneys, hereby submits her Reply Comments to the Counterproposal to allot Channel 238C3 to Asbury, Iowa.<sup>1</sup> In support thereof, the following is stated.

The community of Anamosa, Iowa, should be preferred to the community of Asbury, Iowa, pursuant to the allotment priorities set forth in Revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1988). Specifically, an allotment to Anamosa would provide that community with its only local broadcast outlet, while Asbury already has one such outlet, Station KIKR(FM).<sup>2</sup>

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<sup>1</sup>The subject Counterproposal, filed by Sports America Radio Network, requested the allotment of Channel 238C3 to Asbury. The Commission's Public Notice, Report No. 2172, released January 14, 1997, referred to Channel 238A. The difference in classifications is immaterial in the context of this proceeding.

<sup>2</sup>AM Station KLEH formerly operated in Anamosa, but it terminated broadcast operations in March, 1995, and its license was revoked by the Commission on November 5, 1996 in MM Docket No. 96-183. It may be presumed that a new facility in either Anamosa or Asbury would not provide a first or second full-time aural service to any area.

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Moreover, Anamosa has a far larger population than Asbury. The 1990 U.S. Census reported that Anamosa had a population of 5,100 persons, while Asbury's population was 2,012 i.e., only 40% of the Anamosa population. Updated estimates by the Census Bureau for 1994 reflect a similar disparity, 5,306 persons in Anamosa versus 2,071 persons in Asbury.

Finally, Anamosa is the County Seat of Jones County, Iowa, and the largest community in that county. A station located at Anamosa also would be the only broadcast service within the county. In contrast, Asbury is located close to Dubuque, Iowa, which had a 1990 U.S. Census population of 57,546, well over 28 times the size of Asbury, while the city-grade service contour of a station in Asbury obviously would encompass a substantial portion of the larger community. Anamosa therefore is not only more important to its immediately surrounding area, an Asbury allotment would not be preferred to an Anamosa allotment even if all other aspects of the proposals were equal. See, RKO General (KFRC), 5 FCC Rcd 3222 (1990); Faye and Richard Tuck, 3 FCC Rcd 5374 (1988).

For each of the above reasons, Anamosa, Iowa, should be allotted a new FM channel and the mutually exclusive proposal to allot a new channel to Asbury, Iowa, must be denied.

Respectfully submitted,

SUSAN I. COLOFF

By:   
Eric S. Kravetz

Brown Nietert & Kaufman, Chartered  
1920 N Street, N.W., Suite 660  
Washington, D.C. 20036  
Her Attorney

January 28, 1997

STATEMENT OF SUSAN I. COLOFF

I hereby affirm under penalty of perjury that I have read the attached Reply Comments and that the statements therein are true and correct to the best of my knowledge and belief.

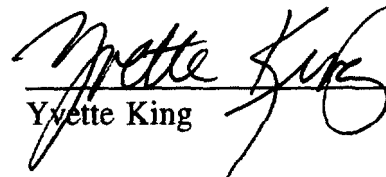
Executed this 24th day of January, 1997.

By: Susan I. Coloff  
Susan I. Coloff

Certificate of Service

I, Yvette King, a Secretary of Brown, Nietert & Kaufman, Chartered do hereby certify that I have caused a true copy of the foregoing "Comments" to be sent on the 28th day of January, 1997 via first-class, U.S. mail, postage prepaid, to the following:

Eugene T. Smith, Esq.  
715 G Street, S.E.  
Washington, D.C. 20003

  
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Yvette King